Sectt. II-27—45,006—10-10-39.

Edn. & P.H. (1940) **Department:**

M.S. **SERIES.**

G.O. No. 2814 P.H., 9

Dated 27 6 1940

[Despatch Abstract.]

Building Rules — Mangalore Municipality — Director &c. Antonys Charity Institute — Exemption — granted as a Special Case.

DEPARTMENT.

38936

Received 20 SEP 1939 19 . Registered

Subject.

Building Rules - Madras District Municipalities Act - Construction of Compound Wall - Waiver of Rule 8 - Requested.

Ref. H. Dept

May lie over pending orders on the report of the Building Rules Committee

23/9/39.

Enclosures
No. One

Spare copies

Ref. C. No. 10862/H3-39

Station MANGALORE. , Dated the 14th September, 1939.

From (Name) Sri M. Narayana Shenoy, B.A., B.L.,

(Designation) Commissioner, Municipal Council, Mangalore.

To The Secretary to the Government of Madras,

EDUCATION & PUBLIC HEALTH Department.
Fort St. Goerge, MADRAS.

THROUGH
The Chairman,
Municipal Council,
MANGALORE.

Sir,

License had been granted in this office C.No.569/A3-39 dated 20-2-'39 to the Director, St. Antony's Charity Institute, Mangalore, for the construction of a compound wall abutting on the road in T.S.No.39-2 of 15th ward of Mangalore Municipality. The Director in his - letter dated 15-7-'39 has requested that he may be permitted to construct the wall exceeding 5 ft. in order to bring it on a level with the compound which like several other

compounds

compounds here is higher than the road level, and to provide a railing of 3 ft. over the same. But Rule 8 of Building Rules does not permit the wall to be of more than 5 ft. in height. The compound in question is on a higher level than the road and a wall of 5 ft. will be comparativelly useless as far as the utility of the same is concerned. The Municipal Council in its Res.No.55 dated 21-8-1939 (Copy enclosed) has granted license subject to your approval. I therefore request that Rule 8 of the building rules may be waived in this case and the applicant be allowed to put up the wall as stated. The Government have been requested separately to waive the rule about the height of compound wall in cases where the compounds are higher than the road level. Early orders in this reference are requested.

Commissioner, M. M.

F O R W A R D E D

Chairman, M.C.

CMS/15.9.39

Extract from the Proceedings of the Municipal Council, Mangalore, dated the 21st August, 1939.

PRESENT

Res.No.55/21-8-39.

Read application dated 31-7-1939 from the Director, St. Antony's Charity Institute, Mangalore, to construct a compound wall in T.S.No.39-2 of 15th ward, exceeding 5 ft. in height and to provide a railing of 3 ft. over the same, and the Commissioner's note that as the compound itself is higher than the road, the applicant may be permitted to put up the wall provided its height is not more than 3 ft. from the compound level and subject to Government sanction.

Permission is granted subject to the approval of Government.

(Sd.) B. Venkatarao Baliga,
Chairman,
Municipal Council.

/ True Extract /

Municipal Office, Mangalore,
Dated the 14th September, 39

Commissioner, M.M.

CMS/15.9.39

Extract from the letter of the Ex-officio Director of Town Planning, Madras to the Secretary to Govt., E & P.H. Dept, D.T.P.No. 452/40, dated 15/16th February, 1940.

Buildings - Mangalore Municipality - Rules - Exemption.

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The general exemption granted to the Calicut Municipality in G.O.No. 721 dated 22-2-1938 may be extended to Mangalore Municipality also, allowing compound walls of 3 feet height above the level of the compound where the compounds are at a higher level than the level of the road.

38936

C.F. 30.

Local Administration DEPARTMENT.

Received 12 DEC 1939 19 Registered 32263 19

Subject.

Building Rules - Madras District Municipalities Act - Construction of Compound Wall - Waiver of Rule 8 - Requesting of.

App 1-2 ante Ref:- This office C.No.10862/H3-39 dated 14th September, 1939.

Enclosures
No.
Spare copies

Ref. C. No. 10862/H3-39

Station Mangalore. *Dated the* 9th December, 1939,

From (Name) Sri M. Narayana Shenoy, B.A., B.L.,

(Designation) Commissioner, Municipal Council,

Mangalore.

To The Secretary to the Government of Madras,

Education & Public Health Department.

Through Fort St. George, Madras.

The Chairman,
Municipal Council,
Mangalore.

Sir,

I invite your attention to this office reference noted above and request that early orders may be passed in the matter.

Commissioner, M.M.

Forwarded

B Venkatarao Balige
Chairman, M.C.

CMS/11.12

89/216

7

C.F. 16.

E & P. H. Dept.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		27/6
When copied ..		27/6
When examined..		
When signed ..		
When despatched.		

SUBJECT :—

Building Rules - Mangalore municipality - Director, St. Antony's Laboratory Institute - Exemption - granted as a special case.

READ AGAIN _____, dated _____ 19____

" " _____ " _____ 19____

READ *ALSO* :—

C. No. 38936 From the Comr. Mangalore municipality No. 10562/H3/39 dated 14-9-1939

" ~~D.T.P.~~ " D.T.P. " 452/40 " 16-2-1940

" 52268 " Comr. Mangalore municipality " 10562/H3/39 9-12-1939

Order / Resolution Ms. / Rout. No. 2814, dated 27.6.1940

5893b/39

Read Memo No. 1621 P.H. dated 30.7.32 as subsequently amended,

H.E. the Governor of Madras is pleased to exempt as a special case the compound wall proposed to be constructed by the Director, St. Antony's Institute in T.S. no. 39-2 of 15th ward, Mangalore from the operation of Rule 8 under rule 108-A of the rules issued with G.O.

8

of the Building Rules.

lg
5.6.40.

SRM
24.6.40

To

The comr. Mangalore municipality through the le M.C Mangalore (with one file refer) (T) the D.T.P.

D.P. with one file
ley
28/6

Note

The question of granting general exemption to the Mangalore municipality may be considered after orders are passed on the top-most linked file in regard to the delegation of powers to the D.T.P. and to the ml. cls.

Vide D.T.P's remarks on P.4 cf

Agreed
SRM
24.6.40

lg
25/6/40

SRM
24.6.40

S.

RK
24/6.

Extract of notes of G.O.No. 2814 P.H., dated ~~dated~~ 27-6-1940 - re: Building Rules - Mangalore Municipality - Director, St. Antony's Charity Institute - Exemption - Granted as a special case.

*****

The question of granting general exemption to the Mangalore municipality may be considered after orders are passed on the top-most linked file in regard to the delegation of powers to the D.T.P. and to the municipal councils.

C.S.B.
15-6-40

T.B.S.
20-6-40.

S.R.K.
24-6-40

R.V.K.
24-6-40.

Please see the remarks of the D.T.P. on page 4 of g.o. no. 2814 P.H. dated 27.6.40. He has subsequently noted in the top file that no powers need be delegated to municipal councils. No further action seems necessary. This may be filed with g.o. no. 2814 P.H. dt 27.6.40.

(K)

(K)

7.7.40 10/7/40

This may lie over till orders are passed on the question of delegation of powers to the D.T.P.

27.7.40 L.O. Till 25/8/40 30/7/40

The question of delegation of powers to the D.T.P. has not yet materialised. This may continue to lie over till ~~1-9-40~~ 1-10-40.

23/8/40

23.8.40

The matter has not yet been disposed off. This may continue to lie over till 1-11-40.

Till 15.11.40

2.10.40.

The question is still under consideration. This may continue to lie over till ~~15.12.40~~ 15/1/41.

15/11/41

14.11.40

16/11

Please see the extract of the note in p. 1 ante. There seems to be no need to consider the question of general exemption in the case of Mangalore Compound walls, balconies etc will be permissible under Rent Regn rules. This may be added to Go. No. 2812 P.W.D. 27.1.41.

19/9/41

(K)

Government may keep it pending. Rent Regn rules under delegation

WS
24/9.